

ORDINANCE NO. 856 -2024

AN ORDINANCE OF THE TOWNSHIP OF EAST PENNSBORO, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING AND REVISING ORDINANCE NO. 508-91 MODIFYING THE CODE OF ORDINANCES AT CHAPTER 1 [ADMINISTRATION AND GOVERNMENT], PART 4 [BOARDS, COMMISSIONS AND COMMITTEES] PARAGRAPH H [ENVIRONMENTAL ADVISORY COUNCIL], SECTION 472 [NUMBER OF MEMBERS] TO REQUIRE TWO OF FIVE MEMBERS TO ALSO BE MEMBERS OF TOWNSHIP PLANNING COMMISSION AND RECREATION BOARD, SECTION 473 [MEETINGS] TO BE HELD PER PLANNING COMMISSION SCHEDULE, SECTION 474 [APPOINTMENT OF MEMBERS] AMENDING MONTH OF EXPIRATION OF TERMS OF APPOINTMENT, SECTION 475 [COMPENSATION] NO COMPENSATION TO BE ISSUED TO MEMBERS, SECTION 476 [ADVISORY CAPACITY] EAC IS ADVISORY TO PLANNING COMMISSION AND RECREATION BOARD, SECTION 478 [POWERS OF EAC], SECTION 479 [RECORDS] REQUIRING ANNUAL REPORT TO BOARD OF COMMISSIONERS, SECTION 480 [APPROPRIATION OF FUNDS] APPROPRIATIONS NOT REQUIRED, SECTION 481 [ASSIGNMENT OF TOWNSHIP STAFF MEMBER] ASSIGNMENT NOT REQUIRED, AND ESTABLISHING SECTION 482 [RESPONSIBILITIES OF EAC] AND REPEALING INCONSISTENT ORDINANCES AND REPUBLISHING CHAPTER ONE OF THE CODE OF ORDINANCES .

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of East Pennsboro, Cumberland County, Pennsylvania, the following amendments to the Code of Ordinances of East Pennsboro Township, Chapter 1, Administration and Government, Part 4, Boards, Commissions and Committees, Paragraph H, Environmental Advisory Council are as follows:

SECTION 1. Sections 1-472 [Number of Members] through Section 1-476 [Advisory Capacity] and Sections 1-478 [Powers of Environmental Advisory Council] through Section 1-482 [Responsibilities of Environmental Advisory Council] of Part 4 [Boards, Commissions and Committees] of Chapter 1 [Administration and Government] of the Code of Ordinances of the Township of East Pennsboro the Code of Ordinances of the Township of East Pennsboro are hereby amended and revised in its entirety to provide as follows:

§1-472 Number of Members.

The EAC shall be composed of five residents of this Township of which one shall be a current member of the Township's Planning Commission and one shall be a member of the Township's Recreation Board.

§1-473 Meetings.

The EAC shall meet at 6:00 o'clock p.m. on the Tuesday of the week in which the Township's Planning Commission monthly meeting is scheduled.

§1-474 Appointment of Members.

1. EAC members shall be appointed in accordance with the following procedures:
 - A. All EAC members shall be appointed by the Board of Commissioners of East Pennsboro Township.
 - B. EAC members' terms of office shall expire on the third Wednesday in February following the last year of their term of office.
 - C. Duly appointed EAC members shall serve a term of three years except that initial appointment shall be so staggered that the terms of approximately one-third of the membership shall expire each year.

§1-475 Members Not to receive Compensation.

EAC members shall receive no compensation for their services.

§1-476 Advisory Capacity.

The EAC shall act in an advisory capacity to and shall coordinate its activities with the Township's Planning Commission and Recreation Board, and other such local and regional governmental agencies.

§ 1-478 Powers of Environmental Advisory Council.

1. The EAC shall have the following powers:
 - A. Identify environmental problems.

- B. Recommend plans and programs to the appropriate agencies for the promotion and conservation of natural resources and for the protection and improvement of the quality of the environment within this Township.
- C. Make recommendations as to the possible use of open land areas of this Township.
- D. Promote a community environmental program.
- E. Keep an index of all open areas, publicly or privately owned including, but not limited to, flood prone areas, swamps, and other unique natural areas within this Township.
- F. To undertake such environmental tasks as requested by the Board of Commissioners of this Township.

§1-479 Records.

The EAC shall keep records of its meetings and activities and shall make an annual report which shall be printed in the annual municipal report or otherwise made known and available. Such a report shall be provided to the Board of Commissioners in October of each year and shall cover the preceding 12 months activities of the EAC.

§1-480 Appropriation of Funds.

The Board of Commissioners of this Township may appropriate funds for the expenses incurred by the EAC.

§1-481 Assignment of Township Staff Member.

Township staff may be assigned to the EAC in an administrative capacity.

§1-482 Responsibilities of Environmental Advisory Committee.

- 1. The EAC shall have the following responsibilities:
 - A. Propose policy related to the administration of the Arboretum and coordinate with the “Friends of the Arboretum” to maintain the facility at the direction of the Board of Commissioners.

- B. Provide comments and recommendations based upon Township Code of Ordinances, Chapter 23 – “Design & Natural Resources” to the Planning Commission on Land Development Plans which will appear before the Planning Commission.
- C. Provide recommendations for the use of Township-owned open space to the Recreation Board including preservation, planting selections, ground cover, and maintenance.
- D. Provide comments and recommendations to the Board of Commissioners via the Planning Commission and Recreation Board regarding the environmental aspects, benefits, impacts, and concerns related to opportunities or actions (e.g., real and personal property by gift, purchase, grant, bequest, easement, or lease).
- E. Provide comments and recommendations to the Stormwater Authority regarding pollutant runoff control, mitigation actions, retention basin concerns, and stream restoration actions.
- F. Keep an index of all open areas within the Township, publicly or privately owned including, but not limited to, flood prone areas, swamps, and other unique natural environments or areas of elevated environmental concerns for purposes of informing Township planning and maintenance functions of concerns related to ongoing or future uses.
- G. Provide comments and recommendations to the Board of Commissioners via the Planning Commission to promote elements of Green Building Design.
- H. Provide comments and recommendations to the Board of Commissioners via the Planning Commission to promote the planting of Shade Trees which are not Street Trees.
- I. Provide comments and recommendations to the Board of Commissioners via the Planning Commission and Recreation Board to promote walkable & bikeable infrastructure.
- J. Promote environmental education by preparing or facilitating community environmental education for Township residents: water quality, recycling program resources/access visibility, and conservation.

SECTION 2: All other ordinances and parts of ordinances inconsistent herewith are hereby repealed.

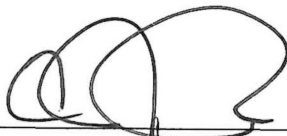
SECTION 3: The provisions of this Ordinance are severable and if any of its sections, clauses or sentences shall be held illegal, invalid, or unconstitutional, such provision shall not affect or impair any other remaining sections, clauses, or sentences of the same.

SECTION 4: In all other aspects, Chapter 1 [Administration and Government] of the Code of Ordinances of the Township of East Pennsboro shall remain as heretofore enacted, ordained, and amended, which said Chapter, as amended, is hereby re-enacted in its entirety herein.

SECTION 5: This Ordinance shall take effect and be in force from and after its approval as required by law.

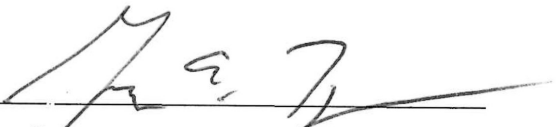
ENACTED AND ORDAINED by the Board of Commissioners of East Pennsboro Township, Cumberland County, Pennsylvania, in lawful session, duly assembled, this 5th day of June, 2024.

ATTEST:



Secretary

TOWNSHIP OF EAST PENNSBORO

By: 

George A. Tyson, President,
Board of Commissioners